IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.2946 OF 1993

Shivshambhu Kanhersidh Dudh
Utpadak Sahakari Sanstha
Maryadit and anr. .. Petitioners

Vs

Proposed Pratibhatai Sharadchandraji
Pawar Dudh Vyasayik Sahakari Sanstha
Maryadit & Ors. .. Respondents

Mr M.V.Sali, for the petitioners.
Ms M.P.Thakur, AGP for the respondent-State
Smt V.R.Bhosale, for R.No.1.

CORAM : D.B.BHOSALE,J.

DATE : 21.9.2005.

PC:

1. Heard the learned counsel for the parties.

2. In this writ petition, the petitioners-societies have impugned the judgment and order dated 10.5.1993 passed by the Assistant Registrar, Co-operative Societies (Dairies) Solapur, allowing respondent no.1 to open an account and collect milk. It appears that the petitioners-societies were existing societies in the said village and, therefore, they objected granting permission to third society which, according to them, was to affect their milk collection. Respondent no.1-society is of women belonging to backward class. Keeping that in view, this Court had refused interim stay of the impugned order by order dated 9.11.1993. In view of this, respondent no.1-society was allowed to function as per the order dated 10.5.1993, impugned in the petition. There was no order prohibiting the registration of the respondent-society and it must have been registered by now. Probably that may be the reason why Mr Sali, learned counsel for the petitioners, is not getting any response from the petitioners. Considering the overall facts and circumstances of the petition and in particular the order dated 9.11.1993, by which the interim order was specifically refused by this Court, this petition, in my opinion, has become infructous. It is disposed of as such. Rule discharged.

(D.B.BHOSALE, J.)